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AN ORDINANCE OF THE CITY OF TALLAHASSEE ADOPTING AMENDMENTS TO THE 2030 TALLAHASSEE/LEON COUNTY COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY AND CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapters 163 and 166, Florida Statutes, empower the City Commission of the City of Tallahassee to prepare and enforce comprehensive plans for the development of the City; and,

WHEREAS, Sections 163.3161 through 163.3215, Florida Statutes, the Community Planning Act, empower and require the City Commission of the City of Tallahassee to (a) plan for the City's future development and growth; (b) adopt and amend comprehensive plans, or elements or portions thereof, to guide the future growth and development of the City; (c) implement adopted or amended comprehensive plans by the adoption of appropriate land development regulations; and (d) establish, support, and maintain administrative instruments and procedures to carry out the provisions and purposes of the Act; and,

WHEREAS, Ordinance No. 90-O-0076 was enacted on July 16, 1990, to adopt the Tallahassee-Leon County 2010 Comprehensive Plan for the incorporated area of Tallahassee. Leon County also adopted a plan for the unincorporated area of Leon County by separate ordinance; and,

WHEREAS, the horizon year for the Tallahassee-Leon County Comprehensive Plan is now 2030 and the Comprehensive Plan is now known as the Tallahassee-Leon County 2030 Comprehensive Plan pursuant to the latest Evaluation and Appraisal Report; and

1 WHEREAS, pursuant to Section 163.3184, Florida Statutes, the City Commission of the
2 City of Tallahassee has held several public work sessions, public meetings and several public
3 hearings with due public notice having been provided, on these amendments to the
4 Comprehensive Plan; and,

5 WHEREAS, on October 27, 2015, pursuant to Section 163.3184, Florida Statutes, the
6 City Commission of the City of Tallahassee transmitted copies of the proposed amendments of the
7 comprehensive plan to the Department of Economic Opportunity and other state and regional
8 agencies for written comment; and,

9 WHEREAS, the City Commission of the City of Tallahassee considered all oral and
10 written comments received during public hearings, including the data collection and analyses
11 packages, the recommendations of the Planning Commission; and,

12 WHEREAS, in exercise of its authority, the City Commission of the City of Tallahassee
13 has determined it necessary and desirable to adopt these amendments to the comprehensive plan
14 to preserve and enhance present advantages; encourage the most appropriate use of land, water
15 and resources, consistent with the public interest; overcome present handicaps; and deal
16 effectively with future problems that may result from the use and development of land within the
17 City of Tallahassee, and to meet all requirements of law.

18 NOW THEREFORE, BE IT ENACTED by the People of the City of Tallahassee, Florida,
19 as follows, that:

20 **Section 1. Purpose and Intent.**

21 This ordinance is hereby enacted to carry out the purpose and intent of, and exercise the
22 authority set out in, Sections 163.3161 through 163.3215, Florida Statutes, the Community
23 Planning Act.

1 **Section 2. Map Amendment.**

2 The ordinance does hereby adopt the following portion of the text attached hereto as
3 Exhibit "A," and made a part hereof, as an amendment to the Tallahassee-Leon County 2030
4 Comprehensive Plan, as amended, and does hereby amend "The Tallahassee-Leon County 2030
5 Comprehensive Plan," as amended, in accordance therewith, being an amendment to the following
6 Plan element:

7 Map Amendments PCM150107A, PCM150107B, and PCM150107C which relate to the
8 Future Land Use Map.

9 **Section 3. Text Amendment.**

10 The ordinance does hereby adopt the following portion of the text attached hereto as
11 Exhibit "A," and made a part hereof, as an amendment to the Tallahassee-Leon County 2030
12 Comprehensive Plan, as amended, and does hereby amend "The Tallahassee-Leon County 2030
13 Comprehensive Plan," as amended, in accordance therewith, being an amendment to the following
14 Plan element:

15 Text Amendment PCT 150108 related to the Land Use Element.

16 **Section 4. Conflict With Other Ordinances and Codes.**

17 All ordinances or parts of ordinances of the Code of Ordinances of the City of Tallahassee,
18 Florida, in conflict with the provisions of this ordinance are hereby repealed to the extent of such
19 conflict.

20 **Section 5. Severability.**

21 If any provision or portion of this ordinance is declared by any court of competent
22 jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and
23 portions of this Ordinance shall remain in full force and effect.

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To make the Tallahassee-Leon County 2030 Comprehensive Plan available to the public, a certified copy of the enacting ordinance, as well as certified copies of the Tallahassee-Leon 2030 Comprehensive Plan and these amendments thereto, shall also be located in the Tallahassee-Leon County Planning Department. The Planning Director shall also make copies available to the public for a reasonable publication charge.

Section 7. Effective Date.

The effective date of these Plan amendments shall be according to law and the applicable statutes and regulations pertaining thereto.

INTRODUCED in the City Commission on the ____ day of November, 2015.

PASSED by the City Commission on the _____ day of _____, 2015.

CITY OF TALLAHASSEE

By: _____
 Andrew D. Gillum
 Mayor

ATTEST:

APPROVED AS TO FORM:

By: _____
James O. Cooke, IV
City Treasurer-Clerk

By: _____
Lewis E. Shelley
City Attorney